



# Daily Digest

Federal Communications Commission  
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Washington, D.C. 20554

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Internet: <http://www.fcc.gov>  
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Vol. 23 No. 222

November 23, 2004

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## THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:

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### NEWS RELEASES

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FCC DENIED INDECENCY COMPLAINTS AGAINST "KEEN EDDIE" EPISODE. Denied the complaints alleging that Fox Television Stations, Inc. aired indecent material over several of its TV stations during an episode of the "Keen Eddie" program on June 10, 2003. News Release. News Media Contact: Suzanne Tetreault at (202) 418-7450, email: [suzanne.tetreault@fcc.gov](mailto:suzanne.tetreault@fcc.gov) EB. Contact Suzanne Tetreault 418-7450 or Lisa Fowles at (202) 418-7450 [DOC-254583A1.doc](#) [DOC-254583A1.pdf](#) [DOC-254583A1.txt](#)

FCC AND VIACOM INC. ENTER INTO \$3.5 MILLION CONSENT DECREE CONCERNING INDECENCY RESTRICTIONS. Adopted a Consent Decree with Viacom Inc. and certain of its subsidiaries to resolve indecency investigations involving Viacom broadcast stations, as well as non-Viacom owned affiliates of CBS and UPN. News Release. News Media Contact: Suzanne Tetreault at (202) 418-7450 EB. Contact Suzanne Tetreault or Lisa Fowlkes at (202) 418-7450 [DOC-254596A1.doc](#) [DOC-254596A2.doc](#) [DOC-254596A3.doc](#) [DOC-254596A4.doc](#) [DOC-254596A1.pdf](#) [DOC-254596A2.pdf](#) [DOC-254596A3.pdf](#) [DOC-254596A4.pdf](#) [DOC-254596A1.txt](#) [DOC-254596A2.txt](#) [DOC-254596A3.txt](#) [DOC-254596A4.txt](#)

FCC DENIED INDECENCY COMPLAINTS AGAINST "OFF CENTRE" EPISODES. Denied two complaints by Parents TV Council against WBDC Broadcasting, Inc., and other WB TV Network affiliates, alleging that WBDC-TV, Wash, D.C., and other WB affiliate stations aired indecent material during the "Off Centre" program. News Release. News Media Contact: Suzanne Tetreault at (202) 418-7450, email: [Suzanne.Tetreault@fcc.gov](mailto:Suzanne.Tetreault@fcc.gov) EB. Contact Suzanne Tetreault or Lisa Fowlkes at (202) 418-7450 [DOC-254607A1.doc](#) [DOC-254607A1.pdf](#) [DOC-254607A1.txt](#)

FCC DENIED INDECENCY COMPLAINTS AGAINST "COUPLING" EPISODES. Denied 48 complaints filed by the Parents TV Council and others alleging that NBC Telemundo License Co., the licensee of station WRC-TV, Wash, D.C., and other NBC affiliates, aired indecent material during episodes of the "Coupling" program. News Release. News Media Contact: Suzanne Tetreault at (202) 418-7450; E-mail: [suzanne.tetreault@fcc.gov](mailto:suzanne.tetreault@fcc.gov) EB. Contact Suzanne Tetreault or Lisa Fowlkes at (202) 418-7450 [DOC-254588A1.doc](#) [DOC-254588A1.pdf](#) [DOC-254588A1.txt](#)

FCC PROPOSED STATUTORY MAXIMUM FORFEITURE OF \$55,000 AGAINST WQAM LICENSE LIMITED PARTNERSHIP FOR APPARENT VIOLATION OF INDECENCY RULES. Issued a \$55,000 Notice of Apparent Liability for Forfeiture against WQAM License Limited Partnership, a subsidiary of Beasley Broadcast Group, Inc., for the willful broadcast of sexually explicit material over Station WQAM(AM), Miami, FL. News Release. News Media Contact: Suzanne Tetreault (202) 418-7450, email: [suzanne.tetreault@fcc.gov](mailto:suzanne.tetreault@fcc.gov) EB. Contact Suzanne Tetreault or Lisa Fowlkes at (202) 418-7450 [DOC-254172A1.doc](#) [DOC-254172A1.pdf](#) [DOC-254172A1.txt](#)

E-RATE PROGRAM ISSUES NEW FUNDING FOR PROVIDING INTERNET SERVICE TO SCHOOLS.  
News Release. News Media Contact: Mark Wigfield at (202)418-0253, email: Mark.Wigfield@fcc.gov WCB  
[DOC-254540A1.doc](#) [DOC-254540A1.pdf](#) [DOC-254540A1.txt](#)

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## PUBLIC NOTICES

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Report No: 45867 Released: 11/23/2004. BROADCAST ACTIONS. MB [DOC-254498A2.txt](#) [DOC-254498A1.pdf](#)

Report No: 25867 Released: 11/23/2004. BROADCAST APPLICATIONS. MB [DOC-254497A2.txt](#) [DOC-254497A1.pdf](#)

Released: 11/23/2004. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILING IN PERMIT-BUT-DISCLOSURE PROCEEDINGS. OMD. Contact: Barbara P. Chappelle @ (202) 418-0310  
[DOC-254569A1.pdf](#) [DOC-254569A1.txt](#)

Released: 11/23/2004. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG. WCB [DOC-254556A1.pdf](#) [DOC-254556A1.txt](#)

Report No: 1025 Released: 11/23/2004. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SPRINT. WCB. Contact: Carmell Weathers at (202) 418-2325, email: Carmell.Weathers@fcc.gov, TTY: (202) 418-0484 [DOC-254528A1.doc](#) [DOC-254528A1.pdf](#) [DOC-254528A1.txt](#)

Report No: 1024 Released: 11/23/2004. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB. Contact: Carmell Weathers at (202) 418-2325, email: Carmell.Weathers@fcc.gov, TTY: (202) 418-0484 [DOC-254524A1.doc](#) [DOC-254524A1.pdf](#) [DOC-254524A1.txt](#)

Report No: 1027 Released: 11/23/2004. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB. Contact: Carmell Weathers at (202) 418-2325, email: Carmell.Weathers@fcc.gov, TTY: (202) 418-0484 [DOC-254525A1.doc](#) [DOC-254525A1.pdf](#) [DOC-254525A1.txt](#)

Report No: 1026 Released: 11/23/2004. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB. Contact: Carmell Weathers at (202) 418-2325, email: Carmell.Weathers@fcc.gov, TTY: (202) 418-0484 [DOC-254527A1.doc](#) [DOC-254527A1.pdf](#) [DOC-254527A1.txt](#)

Released: 11/23/2004. PARTIES ASKED TO REFRESH RECORD RECONSIDERATION OF NUMBER UTILIZATION AND FORECAST REPORTS REQUIREMENT IMPOSED UPON CARRIERS THAT RECEIVE CENTRAL OFFICE CODES FRIM THE NORTH AMERICAN NUMBERING ADMINISTRATOR. (DA No. 04-3679). (Dkt No 92-105). WCB. Contact: Karen Franklin at (202) 418-7400 [DA-04-3679A1.doc](#) [DA-04-3679A1.pdf](#) [DA-04-3679A1.txt](#)

Released: 11/23/2004. PARTIES ASKED TO REFRESH RECORD REGARDING A PETITION BY THE NEW YORK STATE PUBLIC SERVICE COMMISSION SEEKING BROAD DELEGATED AUTHORITY TO MAKE AREA CODE CHANGES OUTSIDE THE CONTEXT OF AREA CODE RELIEF PLANNING. (DA No. 04-3678). (Dkt No 96-98). WCB. Contact: Karen Franklin at (202) 418-7400 [DA-04-3678A1.doc](#) [DA-04-3678A1.pdf](#) [DA-04-3678A1.txt](#)

Released: 11/23/2004. ERRATUM - DOMESTIC SECTION 214 APPLICATION FILED FOR TRANSFER OF CONTROL OF CYPRESS COMMUNICATIONS OPERATING COMPANY, INC. This erratum corrects Public Notice, DA No. 04-3667, released November 19, 2004. WCB. Contact: Tracey Wilson-Parker at (202) 418-1394 or Alex Johns at (202) 418-1167 [DOC-254606A1.doc](#) [DOC-254606A1.pdf](#) [DOC-254606A1.txt](#)

Report No: AUC-44 Released: 11/23/2004. WIRELESS TELECOMMUNICATIONS BUREAU GRANTS LOWER 700 MHZ BAND LICENSES. (DA No. 04-3673) Auction 44. WTB. Contact: Erin A. McGrath at (202) 418-2042 or Michael Connelly at (202) 418-0132 [DA-04-3673A1.doc](#) [DA-04-3673A2.xls](#) [DA-04-3673A3.doc](#) [DA-04-3673A4.doc](#) [DA-04-3673A5.doc](#) [DA-04-3673A1.pdf](#) [DA-04-3673A2.pdf](#) [DA-04-3673A3.pdf](#) [DA-04-3673A4.pdf](#) [DA-04-3673A5.pdf](#) [DA-04-3673A1.txt](#) [DA-04-3673A2.txt](#) [DA-04-3673A3.txt](#) [DA-04-3673A4.txt](#) [DA-04-3673A5.txt](#)

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## TEXTS

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PILOT TRAVEL CENTERS, L.L.C., KNOXVILLE, TENNESSEE. Issued Erratum correcting Notice of Apparent Liability for Forfeiture, FCC 04-272, released November 22, 2004. Action by: Assistant Chief, Enforcement Bureau by ERRATUM. EB [DOC-254586A1.doc](#) [DOC-254586A1.pdf](#) [DOC-254586A1.txt](#)

WBDC BROADCASTING, INC. Denied two complaints by Parents Television Council against WBDC Broadcasting, Inc., for airing indecent material on October 3 and 10, 2002, during two episodes of the "Off Centre" program. Action by: the Commission. Adopted: 10/01/2004 by MO&O. (FCC No. 04-234). EB [FCC-04-234A2.doc](#) [FCC-04-234A3.doc](#) [FCC-04-234A4.doc](#) [FCC-04-234A1.pdf](#) [FCC-04-234A2.pdf](#) [FCC-04-234A3.pdf](#) [FCC-04-234A4.pdf](#) [FCC-04-234A1.txt](#) [FCC-04-234A2.txt](#) [FCC-04-234A3.txt](#) [FCC-04-234A4.txt](#)

VIACOM, INC., INFINITY RADIO, INC. /INFINITY BROADCASTING EAST, INC. Adopted a Consent Decree to resolve pending indecency proceedings except for the Superbowl NAL that involve Viacom, its subsidiaries and certain non-Viacom owned affiliates of the CBS Television Network and UPN. Action by: the Commission. Adopted: 11/09/2004 by ORDER. (FCC No. 04-268). EB [FCC-04-268A1.doc](#) [FCC-04-268A2.doc](#) [FCC-04-268A3.doc](#) [FCC-04-268A4.doc](#) [FCC-04-268A1.pdf](#) [FCC-04-268A2.pdf](#) [FCC-04-268A3.pdf](#) [FCC-04-268A4.pdf](#) [FCC-04-268A1.txt](#) [FCC-04-268A2.txt](#) [FCC-04-268A3.txt](#) [FCC-04-268A4.txt](#)

WQAM LICENSE LIMITED PARTNERSHIP, LICENSEE OF STATION WQAM(AM), MIAMI, FLORIDA. Concluded that WQAM(AM), Miami, FL is apparently liable for a monetary forfeiture in the amount of \$55,000 for willfully and repeatedly airing indecent material over the station on September 9 and 10, 2003. Action by: the Commission. Adopted: 09/22/2004 by NAL. (FCC No. 04-225). EB [FCC-04-225A1.doc](#) [FCC-04-225A2.doc](#) [FCC-04-225A3.doc](#) [FCC-04-225A1.pdf](#) [FCC-04-225A2.pdf](#) [FCC-04-225A3.pdf](#) [FCC-04-225A1.txt](#) [FCC-04-225A2.txt](#) [FCC-04-225A3.txt](#)

EMMIS TELEVISION LICENSE, CORP. Admonished Emmis Television License Corporation, licensee of Station WTHI-TV, Terre Haute, Indiana, for violating the provision in our broadcast public inspection file rule involving letters from the public. Action by: Chief, Investigations and Hearings Division, Enforcement Bureau. Adopted: 11/23/2004 by MO&O. (DA No. 04-3672). EB [DA-04-3672A1.doc](#) [DA-04-3672A1.pdf](#) [DA-04-3672A1.txt](#)

NBC TELEMUNDO LICENSE CO., LICENSEE OF STATION WRC-TV, WASHINGTON, DC. Denied 48 complaints filed by the Parents Television Council and others against various NBC affiliates, for their airing of indecent material during the September 25, October 2, 9, and 23, 2003 episodes of the "Coupling" program. Action by: the Commission. Adopted: 10/01/2004 by MO&O. (FCC No. 04-235). EB [FCC-04-235A1.doc](#) [FCC-04-235A1.pdf](#) [FCC-04-235A2.pdf](#) [FCC-04-235A1.txt](#) [FCC-04-235A2.txt](#)

COMPLAINTS AGAINST FOX TELEVISION STATIONS, INC. REGARDING ITS BROADCAST OF THE "KEEN EDDIE" PROGRAM ON JUNE 10, 2003. Denied the complaints alleging that Fox Television Stations, Inc. aired indecent material over several of its TV stations during an episode of the "Keen Eddie" program on June 10, 2003. Action by: the Commission. Adopted: 10/05/2004 by MO&O. (FCC No. 04-243). EB [FCC-04-243A1.doc](#) [FCC-04-243A2.doc](#) [FCC-04-243A3.doc](#) [FCC-04-243A4.doc](#) [FCC-04-243A1.pdf](#) [FCC-04-243A2.pdf](#) [FCC-04-243A3.pdf](#) [FCC-04-243A4.pdf](#) [FCC-04-243A1.txt](#) [FCC-04-243A2.txt](#) [FCC-04-243A3.txt](#) [FCC-04-243A4.txt](#)

CHANNEL 3, L.L.C., PRICE BROADCASTING, INC., LOGAN 12, INC. AND TV 6, L.L.C. Denied the Application for Review. Action by: the Commission. Adopted: 10/01/2004 by MO&O. (FCC No. 04-236). MB [FCC-04-236A1.doc](#) [FCC-04-236A2.doc](#) [FCC-04-236A3.doc](#) [FCC-04-236A1.pdf](#) [FCC-04-236A2.pdf](#) [FCC-04-236A3.pdf](#) [FCC-04-236A1.txt](#) [FCC-04-236A2.txt](#) [FCC-04-236A3.txt](#)

ROMAR COMMUNICATIONS, INC. AND KM COMMUNICATIONS, INC. Granted in part the Application for Review and Directed the Media Bureau to schedule KM's and Romar's Applications for auction. Action by: the Commission. Adopted: 11/19/2004 by MO&O. (FCC No. 04-274). MB [FCC-04-274A1.doc](#) [FCC-04-274A1.pdf](#) [FCC-04-274A1.txt](#)

CHILDREN'S TELEVISION OBLIGATIONS OF DIGITAL TELEVISION BROADCASTERS. Resolved a number of issues raised in the Notice of Proposed Rulemaking regarding the obligation of television broadcasters to protect and serve children in their audience. (Dkt No. 00-167). Action by: the Commission. Adopted: 09/09/2004 by R&O. (FCC No. 04-221). MB [FCC-04-221A1.doc](#) [FCC-04-221A2.doc](#) [FCC-04-221A3.doc](#) [FCC-04-221A4.doc](#) [FCC-04-221A5.doc](#) [FCC-04-221A6.doc](#) [FCC-04-221A1.pdf](#) [FCC-04-221A2.pdf](#) [FCC-04-221A3.pdf](#) [FCC-04-221A4.pdf](#) [FCC-04-221A5.pdf](#) [FCC-04-221A6.pdf](#) [FCC-04-221A1.txt](#) [FCC-04-221A2.txt](#) [FCC-04-221A3.txt](#) [FCC-04-221A4.txt](#) [FCC-04-221A5.txt](#) [FCC-04-221A6.txt](#)

FORT MYERS BROADCASTING COMPANY, ET AL. Denied the Petitions for Reconsideration filed by Caloosa Television Corporation, Cox Broadcasting, Inc. and Post-Newsweek Stations, Florida, Inc. Granted the informal objection filed by Montclair Communications. (Dkt No. 00-180). Action by: Chief, Video Division, Media Bureau by LETTER. (DA No. 04-3646). MB [DA-04-3646A1.doc](#) [DA-04-3646A1.pdf](#) [DA-04-3646A1.txt](#)

REQUEST FOR REVIEW OF THE DECISION OF THE UNIVERSAL SERVICE ADMINISTRATOR BY BAIS YAAKOV HIGH SCHOOL OF CHICAGO, CHICAGO, ILLINOIS, ET AL. Extended the time period for taking action in the Requests for Review. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/22/2004 by ORDER. (DA No. 04-3681). WCB [DA-04-3681A1.doc](#) [DA-04-3681A1.pdf](#) [DA-04-3681A1.txt](#)

REQUESTS FOR REVIEW OF THE DECISION OF THE UNIVERSAL SERVICE ADMINISTRATOR BY ALBEMARLE COUNTY PUBLIC SCHOOLS, CHARLOTTESVILLE, VIRGINIA, ET AL. Extended the time period for taking action in the Requests for Review. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/22/2004 by ORDER. (DA No. 04-3680). WCB [DA-04-3680A1.doc](#) [DA-04-3680A1.pdf](#) [DA-04-3680A1.txt](#)

SAN DIEGO MDS COMPANY. Denied the application for review. Action by: the Commission. Adopted: 11/18/2004 by MO&O. (FCC No. 04-273). WTB [FCC-04-273A1.doc](#) [FCC-04-273A1.pdf](#) [FCC-04-273A1.txt](#)

CITADEL BROADCASTING COMPANY. Denied Citadel's Waiver Request. Dismissed its Application. Action by: Deputy Chief, Broadband Division, Wireless Telecommunications Bureau. Adopted: 11/22/2004 by MO&O. (DA No. 04-3671). WTB [DA-04-3671A1.doc](#) [DA-04-3671A1.pdf](#) [DA-04-3671A1.txt](#)

**ADDENDA: THE FOLLOWING ITEMS, RELEASED NOVEMBER 22, 2004, DID NOT APPEAR IN DIGEST NO. 221:**

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**NEWS RELEASES**

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STATEMENT OF COMMISSIONER JONATHAN S. ADELSTEIN ON RECONFIRMATION BY THE U.S. SENATE. STMT CMMR [DOC-254534A1.doc](#) [DOC-254534A1.pdf](#) [DOC-254534A1.txt](#)

FCC PROPOSES \$125,000 FORFEITURE AGAINST PILOT TRAVEL CENTERS FOR APPARENT VIOLATION OF EQUIPMENT AUTHORIZATION RULES. News Release. News Media Contact: Suzanne Tetreault (202) 418-7450) EB [DOC-254531A1.doc](#) [DOC-254531A1.pdf](#) [DOC-254531A1.txt](#)

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**PUBLIC NOTICES**

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Released: 11/22/2004. COMMENTS INVITED ON APPLICATION OF EPICUS, INC., A/K/A TELEPHONE COMPANY OF CENTRAL FLORIDA TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES. (DA No. 04-3674). (Dkt No 04-419). WCB. Contact: Carmell Weathers at (202) 418-2325, email: Carmell.Weathers@fcc.gov or John Adams at (202) 418-0394, email: John.Adams@fcc.gov, TTY: (202) 418-0484 [DA-04-3674A1.doc](#) [DA-04-3674A1.pdf](#) [DA-04-3674A1.txt](#)

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**TEXTS**

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RE: AUCTION NO. 40 - RECONSIDERATION REQUEST. Denied the Petition filed on behalf of Golden Arrow Paging seeking reconsideration of GAP's claim to eligibility for a bidding credit in Auction No. 40 by LETTER. (DA No. 04-3668). WTB [DA-04-3668A1.doc](#) [DA-04-3668A1.pdf](#) [DA-04-3668A1.txt](#)